

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Criminal Action No. 07-00114-01-CR-W-ODS

v.

STEPHEN BREWER,

Defendant.

MEMORANDUM OF MATTERS DISCUSSED AND
ACTION TAKEN AT PRETRIAL CONFERENCE

PENDING CHARGES: On April 4, 2007, the Grand Jury returned a seven count indictment against defendant Stephen B. Brewer. Counts One, Six and Seven of the Indictment charge defendant with possession of child pornography. Counts Two through Five of the indictment charge defendant Brewer with production of child pornography. The indictment also seeks forfeiture of real estate and electronic storage media..

The following matters were discussed and action taken during the pretrial conference:

TRIAL COUNSEL:

Government: Katharine Fincham

Case Agent: FBI Task Force Officer Angie Wilson

Defense: John O'Connor and P.J. O'Connor

OUTSTANDING MOTIONS: The undersigned has prepared a Report and Recommendation with respect to the Motion to Suppress Physical Evidence (SEALED) (doc #22). The District Court's ruling on this motion is pending.

TRIAL WITNESSES:

Government: 10 without stipulations

Defendants: 3-5 witnesses, the defendant may testify

TRIAL EXHIBITS

Government: 40 exhibits

Defendant: 10 exhibits for defendant

DEFENSES: General Denial

POSSIBLE DISPOSITION:

() Definitely for trial; (X) Possibly for trial; () Likely a plea will be worked out

TRIAL TIME: 4 days

Government's case including jury selection: 2 days

Defense case: 2 days

UNUSUAL QUESTIONS OF LAW: None

FILING DEADLINES:

Witness and Exhibit List

Government: By Friday, April 11, 2008

Defense: By Friday, April 11, 2008

Counsel are requested to list witnesses in alphabetical order on their witness list.

Exhibit Index, Voir Dire, Jury Instructions: Noon, Wednesday April 16, 2008

Please Note: Jury instructions must comply with Local Rule 51.1

TRIAL SETTING: Criminal jury trial docket commencing April 21, 2008.

Please note: The parties request 60 potential jurors due to the sensitive nature of the case.

IT IS SO ORDERED.

/s/ SARAH W. HAYS

SARAH W. HAYS

UNITED STATES MAGISTRATE JUDGE